

IN THE IOWA DISTRICT COURT IN AND FOR LINN COUNTY

STATE OF IOWA

Plaintiff,

COMPLAINT

vs.

JERRY LYNN BURNS

FECR

MANCHESTER IA [REDACTED]

Defendant.

THE DEFENDANT is accused of the crime of **MURDER IN THE FIRST DEGREE**, in violation of Section(s) **707.1, 707.2(1)(a)**, Code of Iowa. For that the said defendant did on or about **December 19th or 20th, 1979** in Linn County and State of Iowa,

with malice aforethought, willfully, deliberately, and with premeditation, kill Michelle Martinko, at 2600 Edgewood Road SW, Linn County, Iowa.

I, the undersigned, complainant, being first duly sworn on oath, depose and I believe the above-named defendant committed the above-named public offense based upon the following facts:

On December 19, 1979, Michelle Martinko, age 18, was last seen alive at Westdale Mall, 2600 Edgewood Rd. SW, Cedar Rapids, Linn County, Iowa. On December 20, 1979, a Cedar Rapids Police Officer found her deceased in her parents' vehicle parked at Westdale Mall. Ms. Martinko suffered multiple stab wounds that caused her death. Clothing worn by Martinko was later analyzed by the DCI Crime Laboratory and blood was found that did not belong to Martinko. A partial male DNA profile was developed from this blood stain and fewer than one in one hundred billion unrelated individuals would have this same profile. Another partial male DNA profile was developed from blood found on the gear shift knob of the vehicle in which she was found. Cedar Rapids Police utilized DNA genetic genealogical research to narrow profile down to a specific pool of suspects, which included the defendant. Cedar Rapids Police collected covert DNA from the defendant which was sent to the DCI Crime Laboratory for analysis. The DCI Crime Laboratory found that the covertly collected DNA from the defendant was a match to the DNA from the blood found on Martinko's clothing and consistent with the DNA profile developed from the blood found on the gear shift knob of the vehicle. The defendant was interviewed at his place of employment in Delaware County on December 19, 2018. The defendant initially denied being present at the crime scene on the night of the murder and ultimately claimed he did not have any recollection of committing this crime and could not offer any plausible explanation why his DNA would be found at the crime scene.

Subscribed and sworn to before me on December 20, 2018.


NICK MAYBANKS
First Assistant Linn County Attorney
Linn County Courthouse
51 Third Ave Bridge
Cedar Rapids IA 52401
(319)892-6350
Fax: (319)892-6389
Nick.Maybanks@LinnCounty.org

IN CUSTODY CEDAR RAPIDS POLICE
DEPARTMENT - 197925441